

FILED  
09 SEP -3 PM 2:20  
U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

Ivan Kilgore,  
Plaintiff,

v.

J. Walker, acting warden,  
Respondent.

No. C 07-5124 SI (pr)

Application and motion for  
leave of court for motion for  
reconsideration of the Honor-  
able Susan Illston's July 16,  
2008 "Order Denying Motion For  
Funds."

Petitioner, Ivan Kilgore, hereby request of the court to  
grant leave for motion for reconsideration of the Honorable Susan  
Illston's July 16, 2008 "Order Denying Motion For Funds.

Petitioner has prior to this filing requested of the District  
Court to provide funds to obtain the complete transcription of  
a 1997 prior Oklahoma jury trial. The transcripts are relevant  
and material evidence to the case in chief.

Petitioner's basis for this motion: Federal Local Rule 7-9(b)  
(2) & (3).

All arguments and points of authorities have been submitted  
with the actual motion for rehearing filed in conjunction to this  
motion for leave.

For the reasons stated herein and those in conjunction to the  
motion for rehearing, petitioner respectfully request this motion  
for leave be granted.

Dated: 8-27-08

Norm Alder  
(Petitioner)

## PROOF OF SERVICE

(C.C.P. §§1013-1015; 28 U.S.C. §1746)

I, Juan Kilgore, am over the age of eighteen (18) years,  
and I (am) (am not) a party to the within cause of action. My address is:

P.O. Box 290066  
Represt, CA 95621  
\_\_\_\_\_  
\_\_\_\_\_

On, August 27, 2008, I served the following documents:

Application + motion for leave of court for motion  
for reconsideration  
\_\_\_\_\_  
\_\_\_\_\_

on the below named individual(s) by depositing true and correct copies thereof in  
the United State mail in Represa, California, with postage fully prepaid thereon,  
addressed as follows:

1. Office of Clerk  
Northern District of California  
450 Golden Gate Ave  
San Francisco, CA 94102  
\_\_\_\_\_  
\_\_\_\_\_

2. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I have read the above statements and declare under the penalty of perjury of  
the laws of the State of California that the foregoing is true and correct.

Executed this 27 day of August, 2008, at California State  
Prison - Sacramento, Represa, California.

(Signature)

Juan Kilgore